App. F. IX-4

Previous References 1941 (Jany)

File No. 156-40
Serial Nos. 1 — 4

Later References.
L. R. 212-47-1-11.

PRESERVED

GENERAL AND REVENUE SECRETARIAT.

Serial Nos. 4

Part B for January 1941.

SUBJECT.

Disposal of land in Belavadi Iruvanvillage, Chickmagalur Taluk belonging to Sri Sringeri Mutt

G. O. No. 1891-4 F dy 13.1.41.

To Divl Asst Commissioner
" Superintendent
" Tahsildar
" Dy. Tahsildar, Kadur
Copy to Mutt

WD 0573—GPB—22500—12-9-39

Forwarded
24-1-41

G. R. S. APP. F. III—1]

GENERAL AND REVENUE SECRETARIAT.

(Mucy)

NOTES. File No.

FILE HEADING.

FROM

No. Dated Received

Diary No. 607 | Encls. 1 File of records — Spare copies | Serial No.

BRIEF ABSTRACT OF LETTER

NOTES AND ORDERS.

1 The Belakodi village in Chickanayakan Taluk is an Inam granted to the Sri Sringeri Matha for its maintenance. The present proposal is that general sanction may be accorded to dispose of the lands in this village and the other villages of the Sringeri Matha, under darkhast Rules, in accordance with the long standing practice in these villages.

2 under Section 30 of the Religious and Charitable

NOTES—First Sheet

Disposal of Math Lands — disposal rule

File No. 156 of 1940. General Secretariat

Restrictions Act of 1927, where any waqf land is granted by the Government for the upkeep of any Matha or other similar institution, the Mathadhipathi or the head of such other institution shall not alienate such land and all such alienations unless made with the previous sanction of Govt. shall be null and void. disposal of lands in such villages under darkhast rules, gives occupancy rights, and so amounts to permanent alienation which is not permissible under the above provision of the Act.

3. It is for the first time that such a proposal is submitted for orders of Govt. and in case the proposal is accepted ~~booked hitherto~~ cases of temporary leases of lands, which may be conducive to the interests of the Math, may become rare, and ultimately the Math may suffer.

The general sanction asked for is submitted for orders. In cases ~~where~~ it is usual to grant such lands for long leases ranging from ~~from~~ 50 to eighty years instead of disposing them off once for all under darkhast rules. In this views the proposal of the H. C. is for additional Govt. sanction for granting the properties of the Institu-

BK 14/11

GS 14/11

Mutkands – Disposal under Darkhast Rules (3

General and Revenue Secretariat | Misc. File No. 156 of 1940. | [App. F. III-2

Serial No.

5 The Misc proposal may be sanctioned as it is said to be in accordance with the practice prevailing in the Village & the Hon'ble is also of this opinion

16.11

GENERAL SECRETARY. 16 NOV. 1940 3184

6 It is stated that the Hon'ble is agreeable to the disposal of the particular S. No in question under Khandkasti rules. There is nothing to show that he is agreeable to disposal of all lands in future in this manner. This has to be determined before general sanction is accorded.

16/11

7 A draft for the Munsiff Court is put up.

18/11 55

8 Sir

13/11

109 applications have been received by the Munsiff Court for inspection of the records of cases 6 orders.

TYPING SECTION 18 NOV 1940

Sir A 21/11

NOTE—Contn. Sheet.

Sri Sringeri Mutt lands — disposal under darkhast rules. 1019

Ref File No. 156 of 1940. | General and Revenue Secretariat.

Serial No. 3

Letter No C 134/39-40 dated 4.1.41 from the Mysore Commissioner, the information called for, about

9 It is reported that His Holiness is agreeable to the disposal, under darkhast rules, all the banjar lands (and not lands like S.No 454 of Belalad village as previously stated by the Mysore Commissioner) of the Mutt in all the villages of the Mutt in the State in future. The modified proposal of the Mysore Commissioner to dispose of the particular land S.No 454 of Belalad village under darkhast rules and also all the banjar lands of the villages of the Mutt in the State under darkhast rules to the best advantage of the Mutt in future is submitted for order.

10 Reference: Para 6 of the Notes supra

P.S. 8.1.41

8/1/41

Sanction may be approved.

2nd Member 12/1/41

G.S. 8/1/41

11/1/41

13 A draft G.O. Sanctioning is enclosed.

11/1/41

11.1.41

GENERAL SECRETARY. 8 JAN. 1941 180

6450.

TYPING SECTION 11 JAN. 1941 GEN. & REV. SECTT.

Serial No.

4

1891-4 dated 13.1.1941

Bell

File No. of 194 .

General and Re
Secretariat

Serial No.

No. C. 134/39-40.

Encl. 1 file

From

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

Bangalore, 17th October *194* 0.

Rukn-ul-Mulk
S. ABDUL WAJID, B.A.,
Muzrai Commissioner in Mysore.

GENL & REV. SEC. ST. 23 OCT. 1940 MUZRAI Br

To

J. Appaji Gowda, Esq., B.A.(Hon.),
Secretary to the Government of His Highness
the Maharaja of Mysore,
... Revenue ..... *Department.*

GENL SECTION 22 OCT 194

Sir,

Disposal of S.No.454 of Belavadi Inam Village, Chickmagalur Taluq, belonging to Sri Sringeri Mutt.

I have the honor to forward herewith the entire correspondence ending with letter No.S2-2028/38 dated 8th September 1940, received from the Deputy Commissioner, Kadur District, re. the above, for reference and kind return when done with, and to state as follows.

The Deputy Commissioner recommended sanction to the proposal of disposing of S.No.454 (garden - measuring 0-38 guntas and assessed at Rs 5-8-0) of Belavadi Inam village, Chickmagalur Taluq ~~Taluq~~, belonging to Sri Sringeri Mutt, under darkhast rules, with Rs 175 as the first bid offered by one Kumbara Mallaiya, as the land had been neglected by the lessee, one Subbannaiya, to whom it had been leased out for seven years from 1934-35, for an annual gutta of Rs 6-3-0 and, as the lessee also had no objection to the sale of the land. His Holiness the Swamigalu of the Sri Mutt is stated to have opined that the land might be disposed of under darkhast rules. On further enquiry about the prevailing practice in respect of the sales of lands in the inam village, the Officer-in-Charge of the Mutt and Jahagir has reported (in his letter No.C.41/38-39 dated 29-8-1940, enclosed in the records) that the collections of land revenue and disposal of lands under darkhast rules were being regulated as per rules and regulations under the Land Revenue Code, even during the time when the inam villages of

Belavadi and other villages of the Mutt were managed by the Mutt authorities etc., and that the landholders in these villages have been enjoying the occupancy rights in respect of their lands in the inam villages, as in Government villages. The procedure is stated to be in vogue for more than 40 years, and the Officer-in-Charge submits that in the interest of the Mutt it is desirable to continue this system, as nobody would come forward to take up the lease of lands. He adds, further, that in the case of lands specially assigned for the benefit of any temple or other institution within the control of the Mutt and Jahagir, the rules relating to leases may be applied.

The Deputy Commissioner, agreeing with the Officer-in-Charge, recommends sanction to the proposal of disposing of S.No.454 of Belavadi village, by darkhast sale.

The procedure of disposing of the inam lands endowed to Muzrai institutions--a Mutt in the present case--under darkhast rules, which gives occupancy rights and thus amounts to permanent alienation, is in conflict with the rules under Section 30 of the Religious and Charitable Institutions Act. But, in the circumstances reported above and in view of the longstanding practice in the inam villages of the Mutt, as reported by the Officer-in-Charge, I request you to be so good as to obtain and communicate general sanction of Government, to the disposal of lands (like the S.No.454 of Belavadi Inam village) in Belavadi and other inam villages of Sri Sringeri Mutt, under darkhast rules, in accordance with the longstanding practice in these villages.

I have the honor to be,

Sir,

Your most obedient servant,

M. N. Anandalwar

Assistant Commissioner,

For Muzrai Commissioner.

(absent from the station)

Appendix F G—1]

SUBJECT... .....

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Section Mug

File No. 15-(10)

Serial No —

Diary No. of letter replied to.....6.07.....

No. 1098/Rev Revts

To

The Munsiri Cerm

Sir,

With reference to your letter

No c 134/39-10 dated 21.10.40

regarding disposal of S.No 452 of

Belalodi Inam village belonging

to the Sri Lingeri Mutt and also

of other Inam villages of the Mutt

under durkhast rules, I am

directed to state that His Holiness

is prepared to be agreeable for the

disposal of the particular S.No

452 of Belalodi village under

durkhast rules and that there

General and Revenue Secretariat

( )

the *19*

Date of issue..... 22-11-40.....

Signed by ..... S. K. V. .....

List of enclosures . . . . . .

Copied by .....

Examined by .....

is nothing to show that he is
agreeable to/ the proposal of all
Lands with Rent in future
in this manner: I am
to request you to be so good
as to have the wishes of His Holiness
in the matter definitely ascertained
and communicate the same
to this office for orders.

The enclosures sent with
the letter are returned herewith
for reference and retransmission

I have &c

for [illegible]

Dr Egan
Bp of Cyprus
18/4

Rev 1098 Ex Memo 22 November 1940.
Emp 156.40.2

General Department.

The Mazrai Commissioner in Mysore,

Bangalore.

Sir,

With reference to your letter No.C.134/39-40, dated 21st October 1940, regarding disposal of Survey No.454 of Belavadi Inam village belonging to the Sri Sringeri Mutt and also of other Inam villages of the Mutt under darkhast rules, I am directed to state that His Holiness is reported to be agreeable to the disposal of the particular survey No. 454 of Belavadi village under darkhast rules and that there is nothing to show that he is agreeable to the disposal of all lands of the Mutt in future in this manner. I am to request you to be so good as to have the wishes of His Holiness in the matter definetly ascertained and communicated the same to this office for orders.

The enclosures received with the letter are returned herewith for reference and retransmission.

I have the honour to be

Sir,

Your most obedient servant

For Secretary to Government,
General Department.

Tsn/2.

صدر ١٠٥م ط B السد

حسين احمد ...

C. 13]

OFFICE OF THE MUZRAI COMMISSIONER
IN MYSORE,

No. C. 134/39-40.

ENCL.

Bangalore, 4th January 1941.

156-40-3

FROM

RUKN-UL-MULK
S. ABDUL WAJID, B.A.,
Muzrai Commissioner in Mysore.

7 JAN 1941
1019
MUZRAI BRANCH

To

J. Appaji Gowda, Esq., B.A.(Hon.),
Secretary to the Government of His Highness
the Maharaja of Mysore,
General
Department.

GENERAL SECRETARY.
7 JAN. 1941

SIR,

Re. Disposal of S.No.454 of Belavadi Inam Village, belonging to Sri Sringeri Mutt, under Darkhast Rules.

--

With reference to your letter No.1098/Muz.156-40-2 dated 20-11-4 re: the above, I have the honor to forward herewith a copy of letter No.S2-C.2028/38-39 dated 26-12-1940 together with its enclosures, received from the Deputy Commissioner, Kadur District, reporting that His Holiness Sri Jagadguru of Sri Sringeri Mutt is stated to be agreeable to the proposal of disposing of all the banjar lands of the Mutt's villages in the State, under darkhast rules, to the best advantage of the Mutt.

2. In the circumstances now reported by the Officer-in-Charge of Sringeri Jahagir, in his letter No.G.I.C.51/40-41 dated 10-12-1940 (enclosed in the records sent herewith), I request you to be so good as to obtain sanction of Government to the proposal of disposing of the particular land bearing S.No.454 of Belavadi Inam Village in question, under darkhast rules, and also, to the proposal of disposing under darkhast rules, to the best advantage of the Mutt, all the banjar lands of the Mutt in all the Mutt's villages in the State, in future, in view of the opinion of His Holiness communicated by the Officer-in-Charge.

3. In this Office letter No.C.134/39-40 dated 21-10-1940, gener
1
sanction to the disposal of lands like the particular S.No.454 of

Belavadi village, under darkhast rules, in accordance
longstanding practice as reported by the Officer-i
sought for, with a view to avoid frequent references being made
Government in such cases. But now, His Holiness is stated to be
the opinion that only banjar lands of the Mutt may be disposed of
under darkhast rules, in future; and I, therefore, request that
orders of Government on my recommendation in para 2 above may kindly
be obtained and communicated.

4. The enclosures received with your letter are herewith re-transmitted for reference and kind return when done with.

I have the honor to be,

Sir,

Your most obedient servant,

Muzrai Commissioner.

Letter No.S2-C.2028/38-39 a e - - rom e pu y o ss
District, to the Muzrai Commissioner in Mysore.

Subject:- Disposal of Sri Sringeri Mutt lands under Darkhast Rules.

With reference to your Memo No.C.134/39-40 dated 28-11-1940 on the bove subject, I have the honor to enclose herewith a copy of report No. .L.C.51/40-41 dated 10-12-1940 together with the enclosures, received from he Officer in Charge of the Sringeri Jahagir.

2. He reports that he brought the contents of the General Secretary's etter No.1098/Muz.156-40-2 dated 22-11-1940 to the kind notice of His Holiess and that His Holiness is agreeable to the disposal of all the banjar ands of the Mutt villages in the State, under darkhast rules to the best dvantage of the Mutt.

3. In the circumstances reported by the Officer in charge Sringeri, request that sanction may kindly be accorded for disposing of the banjar ands of the Mutt including S.No.45Q of Belavadi village under Darkhast rule

---

"Copy"

M. N. Ananthu

G. R. S. App. F VI—G 2]

SUBJECT .....

.....

.....

Diary No. of letter replied to.....1019.....

General and Revenue Secretariat

( )

the 193 .

Date of issue.....13-1-.....1941

Signed by ..... A. K. V.

May this be—

(i) printed ?

(ii) treated as a standing order ?

(iii) published in the Gazette, English Part ?

(vi) translated ?

(v) placed at the disposal of the press ?

(vi) published in the Gazette, Kannada Part ?

Section Mung

File No. 156-40

Serial No. 4-

Proceedings of the Government of His Highness the Maharaja of Mysore.

Read—

Correspondence ending with letter No C 136/39-40 dated 4.1.1941 from the Mungari Commissioner in which he requesting in the circumstances reported therein, sanction for the proposal ~~for~~ disposing of the ~~Application~~ Order thereon. ~~No~~ lease bearing S.No 654 Garden, measuring 38 guntas and assessed at Rs 5:80 of Belakodu Arsu village belonging to Sri Kuppuri Muttu under darkhast rules and also, for the proposal ~~to~~ disposing of under darkhast rules, to the best advantage of the Muth

are the banjar lands of the
Mukk in and the villages of
the Mukk, situated within
the State in future, as
decided by His Holiness the
Shanmukha of the Mukk

Orders No 1891 - 4
Date 8th April.

The Recommendation of the
Munsif's Court is Sanctioned

In U.O.C.

2 Final Copy Typed
11/1

The M.C in Office with Papers *List of Enclosure*
" R.C "
" Counterfoil Typed
" D.C Kadambi 2

Copied by

Examined by

WD 0523—GPB—22,500—16-3-37